



Robert A. Ficano
County Executive

June 16, 2011

Diana Lopez
Sunshine Review

Re: FOIA Request Dated April 13, 2011 Seeking Information Regarding Salaries, Benefits, Overtime, Cell Phones, and Personal Car Use From January 1, 2008 to January 1, 2011

Dear Ms. Lopez:

On April 13, 2011, you made the following FOIA request by email:

1. Records* of all county salaries more than \$150k from January 1, 2008 to January 1, 2011;
2. Records of salaries from January 1, 2008 to January 1, 2011 for: board of supervisors, County mayor salary, County manager or chief administrator, County/district attorney, Sheriff, Assessor;
3. Benefits information in dollars for items 1 and 2, from January 1, 2008 to January 1, 2011;
4. Overtime paid out to retiring personnel from January 1, 2008 to January 1, 2011;
5. County cell phone use from January 1, 2008 to January 1, 2011;
6. County personal car use from January 1, 2008 to January 1, 2011.

* If possible, something like a spreadsheet with information "Name," "Title/Position," "Department," "Year," "Salary," "Benefits."

Your request was forwarded to the Personnel Department, the Department of Management and Budget, and the Department of Technology for review. This response pertains to the Department of Technology and responds to your request #5.

Your request #5 is granted in part and denied in part. Your request is denied to the extent that the records contain confidential information (account numbers) under MCL 15.243(1)(a).

Your request designated with an asterisk is denied for the reason that the County is not required to compile information or create a new record to respond to a FOIA request. MCL 15.233(4), (5).

WAYNE COUNTY DEPARTMENT OF TECHNOLOGY
500 GRISWOLD • DETROIT, MICHIGAN 48226 • www.waynecounty.com



The cost to comply with the request is estimated to be \$118.11. Since this amount is in excess of \$50.00, a deposit of one-half the estimated cost (\$59.05) is required. Before the records are provided to you, the actual balance due shall be paid.

Please make your check or money order payable to the County of Wayne and send it to:

Michael Moon, FOIA Officer
Department of Technology
500 Griswold, 13th Floor
Detroit, Michigan 48226

The response date for complying with your request shall be determined from the date of receipt of your payment. No action will be taken regarding the request until the deposit is received. You will be contacted when the documents are ready and the balance due has been calculated.

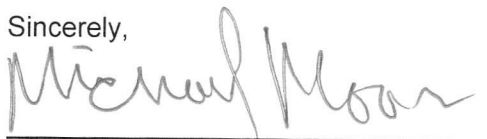
With regard to that portion of your request that has been denied, you have the right to do either of the following:

- (1) Submit a written appeal to the County Executive, which specifically states the word "appeal" and state the reason or reasons the denial should be reversed.

OR

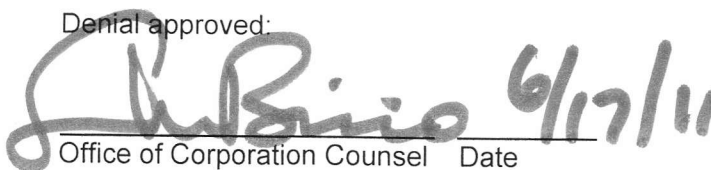
- (2) Commence an action in the circuit court to compel disclosure. Should you prevail, you will be entitled to have reasonable attorneys' fees, costs and disbursements assessed against the County by the court. If you or the County prevails in part, the court may, in its discretion, award you all or an appropriate portion or reasonable attorneys' fees, costs, and disbursements. If the court determines that the County has been arbitrary and capricious in its denial, you will also be entitled to punitive damages in the amount of \$500.00.

Sincerely,



Michael Moon, FOIA Officer
Department of Technology

Denial approved:



Office of Corporation Counsel Date

cc: Priscilla Burton, FOIA Coordinator